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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTONIO JOSEPH GUNNELLS,

Defendant.

VC
Case No. CR 15-125 ~~VGC~~

STIPULATION AND ~~[PROPOSED]~~
ORDER TO CONTINUE

The parties are jointly requesting that the status conference presently set for Tuesday, May 19, 2015 at 1:00 p.m. be continued to Tuesday, June 9, 2015 at 1:00 p.m.

Defendant Antonio Joseph Gunnells is charged with two counts of Distribution and Possession with Intent to Distribute a Mixture and Substance Containing a Detectable Amount of LSD in violation of 21 U.S.C. §§ 841(a)(1) & (b)(1)(C). Mr. Gunnells is out of custody and resides in Arizona with his mother. The parties set the matter for Mr. Gunnells' initial appearance before this Court on May 19, however, Mr. Gunnells' mother, who he cares for, is undergoing surgery on May 19th. Accordingly, Mr. Gunnells has requested that the matter be continued so that he may tend to his mother during her surgery. The government has no objection to this request. Accordingly, the parties jointly stipulate and

agree that the matter be continued from May 19 to June 9.

Additionally, government counsel has provided defense counsel with discovery in this case. Defense counsel continues to investigate the case and review that discovery.

For the above reasons, the parties stipulate there is good cause – taking into account the public interest in the prompt disposition of this case – to exclude the time from May 19, 2015 to June 9, 2015 from computation under the Speedy Trial Act, and that failing to exclude that time would unreasonably deny the defendant and his counsel the reasonable time necessary for effective preparation of counsel taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv). The parties further agree that the ends of justice would be served by excluding the time from May 19, 2015 to June 9, 2015 from computation under the Speedy Trial Act and that the need for the exclusion outweighs the best interests of the public and the defendant in a speedy trial.

IT IS SO STIPULATED.

May 5, 2015
DATED

/s/
CLAUDIA QUIROZ
Assistant United States Attorney

May 5, 2015
DATED

/s/
JODI LINKER
Assistant Federal Public Defender

IT IS SO ORDERED.

May 6, 2015
DATED

